



# City Council Agenda

Council President  
**Chris Mathys**

Council Members

**Garry Bredefeld**  
**Mike Briggs**, Acting President  
**Henry Perea**

**Sal Quintero**  
**Daniel Ronquill**  
**Ken Steitz**

City Manager  
**Jeffrey M. Reid**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cant Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, AUGUST 25, 1998**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS**

## **9:00 A.M. Roll Call**

Invocation by Anthony Ortiz, Executive Director of Breakout Prison Outreach

Pledge of Allegiance to the Flag

Presentation by Alcohol Beverage Control to the Police Department

Resolution of Commendation to "MARIE HUFFMAN" - Council President Mathys

Resolution of Commendation to "KEN TAKEUCHI" - Council President Mathys

Proclamation of "MR. STEVEN ELLISON DAY" - Mayor Patterson

Proclamation of "MR. ISSAC CAMERENA DAY" - Mayor Patterson

Resolution of Commendation to Ralph Luce, Jr. - Mayor Patterson

Proclamation of "BINH THAI NGUYEN DAY"

**COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

**Approve minutes of August 18, 1998**

**Action Taken:**

**Approve Agenda**

**Action Taken:**

**Adopt Consent Calendar**

**Action Taken:**

**TIME SCHEDULED HEARINGS AND MATTERS**

**8:30 A.M.     JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of August 18, 1998

**Action Taken:**

**AGENCY GENERAL ADMINISTRATION**

- A.**     Report on costs of feasibility analysis relating to the proposed Ophelia/NAES Group Downtown Hotel and Convention Center

**Action Taken:**

**8:30 A.M.     REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

**AGENCY GENERAL ADMINISTRATION**

- B.**     **RESOLUTION** - Authorizing the Executive Director of the Redevelopment Agency to execute three Deeds of Easement to the Fresno Irrigation District, property located at Braly Canal in southwest Fresno (**Agency action**)

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

## ADJOURN AGENCY

### TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

- 9:30 A.M.** Expand the Traffic Offenders Program by installing red light detectors and adding five (5) police officers for traffic enforcement:
- \* **a. RESOLUTION** - 10th amendment to AAR No. 98-159 appropriating \$282,300 to expand the Traffic Offender Program by installing red light detectors (**Requires 5 affirmative votes**)  
Action Taken:
  - \* **b. RESOLUTION** - 1st amendment to PAR No. 98-160 adding five police officer positions for the expansion of the Traffic Offenders Program  
Action Taken:
  - c.** Direct staff to implement recommendation of Police Chief - Council President Mathys  
Action Taken:

- 10:00 A.M.** **HEARING** on Rezoning Application No. 98-14, filed by Lucio Godinez for .2 acre of property located on the east side of N. First Street between E. Belmont and E. Olive Avenues  
Action Taken:
- a. BILL** - Amending the Official Zone Map from the C-5 to the C-6 Zone District  
(Applicant's request)  
Action Taken:

**10:15 A.M. - 10:30 A.M. RECESS**

- 10:30 A.M.** **HEARING** to consider a resolution of public use and necessity for acquisition of easements for construction of the Grantland Trunk Sewer; consideration of agreement for granting of easement and construction of improvements on property owned and maintained by County of Fresno and University of California, all relating to construction of the Grantland Trunk Sewer  
Action Taken:
- a. RESOLUTION** - That public interest and necessity require the construction of the Grantland Trunk Sewer and the acquisition of permanent and temporary easements within, contiguous to, and generally along the Grantland Official Plan Line (right of way) from Herndon and Cornelia Avenues to Jensen Avenue, to the Wastewater Treatment Plant; including parcels owned by Herman Wagenleitner, et ux (APN 312-251-08); MHC and Associates (APN 326-022-09 & 10); Evret Muzio Trust (APN 327-021-11); Dalena Trust et al (APN 504-080-08 & 44); Yung-Tsu Chieng, et ux (APN 504-080-18); Rancho Rivington (APN 504-080-34, 42, 45); Antoinette Lambe (APN 504-090-30); Leslie Busick, Trustee (APN 504-090-55 & APN 506-010-10); Anthony Lambe (APN 506-010-04); and Hugo Kavorkian, et al. (APN 506-130-16)  
Action Taken:
  - b.** Approve Agreement with the County of Fresno for the Granting of Easement and Construction of Public Improvements in Kearney Park and related property owned and maintained by the County of Fresno and University of California, relating to construction of the Grantland Trunk Sewer Project  
Action Taken:

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**2:00 P.M.#1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

**TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**2:00 P.M.#2 CLOSED SESSION:**

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (b)**

**Significant Exposure to Litigation:**

1. City of Fresno vs. Bureau of Reclamation
2. Claim of Jan Hausman
3. Claim of Alice Mucelroy
4. Claim of Lyle Cook
5. Integrated Grain and Milling Company, Inc., et al. vs. City of Fresno

**Action Taken:**

**B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)**

1. **Case Name:** Woodward Park Homeowners Association, Inc. v. City of Fresno, et al.
2. **Case Name:** Lim vs. City of Long Beach (Amicus Curiae)
3. **Case Name:**
  - a. County vs. City vs. County (Parking Fines Case), Sup. Ct. No. 502123-3; CA# 5-5872
  - b. City vs. County vs. City (AB 1290), Sup. Ct. No. 545904-5; CA# 16-7213
  - c. County vs. City vs. County (CSA 48), Sup. Ct. No. 560663-7; CA# 16-7283
  - d. County vs. City (Roeding Park II), Sup. Ct. No. 571200-5; CA# 16-7328
  - e. County vs. City (Roeding Park III), Sup. Ct. No. 573647-5; 4-7341

**Action Taken:**

**2:30 P.M. HEARING regarding City of Fresno Community Facilities District No. 2, Annexation No. 7**

**Action Taken:**

- a. **RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax  
**Action Taken:**
- b. **RESOLUTION** - Calling a special mailed-ballot election  
**Action Taken:**
- c. **RESOLUTION** - Declaring election results  
**Action Taken:**
- \* d. **BILL** - Levying a special tax for the property tax year 1999-2000 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 7 City of Fresno  
**Action Taken:**

**3:00 P.M. \* BILL - Adding to the Fresno Municipal Code regarding management of real property (for introduction)**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**Action Taken:**

**TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**5:30 P.M. HEARING** to consider Plan Amendment No. A-98-08, Rezoning Application R-98-10 and environmental findings, filed by DeWayne Zinkin, for approximately 26.7 acres of real property located at the northeast corner of N. Friant Road and N. Fort Washington Road

**Action Taken:**

a. **RESOLUTION** - Amending the Woodward Park Community Plan and Fresno General Plan from medium high and medium density residential to commercial-office and community commercial (with conditions)

**Action Taken:**

b. **BILL** - Amending the Official Zone Map from the AE-20/UGM Zone District to the C-2/EZ/UGM/cz and C-P/UGM/cz Zone District (with conditions)

**Action Taken:**

**1A. GENERAL CONSENT CALENDAR:**

**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.#1)**

1. Approve appointment of Robert C. Wilson (Councilmember Bredefeld) and Linda Snyder (Councilmember Quintero) to the Apartment Vacancy Task Force **(for adoption)**

**Action Taken:**

\* 2. **RESOLUTION** - 354th amendment to MFS Resolution No. 80-420 to delete Police event services fees and amend contracted law enforcement services fees

**Action Taken:**

a. Approve the Side Letter of Agreement between the City of Fresno and the Fresno Police Officers Association Non-Supervisory Police Unit 4, policing special events and contract law enforcement services

**Action Taken:**

\* 3. **RESOLUTION** - 11th amendment to AAR No. 98-159 appropriating \$619,500 of Federal Aviation Administration (FAA) Grant Revenues for rebudget of the existing Airport Improvement Program (AIP) Grant No. 3-06-0087-26, for noise insulation of homes in a noise impact area of the Fresno Yosemite International (FYI) Airport **(Requires 5 affirmative votes)**

**Action Taken:**

4. Award a requirements contract for traffic signal controllers, cabinets and ancillary devices

**Action Taken:**

5. Award a contract for parking expansion and underground storage tank replacement at the Fresno Area Express Facility

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

6. Award a contract for thirteen (13) new automated side loading refuse trucks (rebid)

**Action Taken:**

**1A. GENERAL CONSENT CALENDAR CONTINUED:**

7. Award a contract for the replacement of railings on the Golden State Boulevard Bridge at California and "G" Streets

**Action Taken:**

8. **RESOLUTION** - Authorizing the City Manager to enter into an agreement with the 21st District Agricultural Association to provide policing services at the 1998 Fresno District Fair

**Action Taken:**

- \* 9. **RESOLUTION** - Accepting the \$2,000,000 Grant Offer from the Federal Aviation Administration (FAA) for Airport Improvement Program (AIP) Project No. 3-06-0087-27 a ground run-up enclosure (Hush house) for the Fresno Yosemite International (FYI) Airport

**Action Taken:**

- a. Approving and authorizing the execution of the Grant Agreement by the Director of Transportation

**Action Taken:**

- \* 10. **RESOLUTION** - Accepting the \$1,996,400 Grant Offer from the Federal Aviation Administration (FAA) for Airport Improvement Program (AIP) Project No. 3-06-0087-28, the Annual Entitlement Grant for the Fresno Yosemite International (FYI) Airport

**Action Taken:**

- a. Approving and authorizing the execution of the Grant Agreement by the Director of Transportation

**Action Taken:**

11. Approve an amendment to requirements contract for beneficial reuse of biosolids

**Action Taken:**

12. Approve Contract Change Order No. 2 with Asphalt Maintenance Company of California for application of slurry seal to various streets within the City of Fresno

**Action Taken:**

13. Approve Temporary Use Permit issued to ABX Air, Inc., for occupancy of aircraft ramp facilities at Fresno Yosemite International (FYI) Airport

**Action Taken:**

14. Approve Lease Agreement No. 1 between the City of Fresno and Avis Rent A Car System, Inc.

**Action Taken:**

- \* 15. **RESOLUTION** - 12th amendment to AAR No. 98-159 appropriating \$2,000 from District 5 Infrastructure to fund the purchase of equipment for the National Junior Basketball League  
(Requires 5 affirmative votes)

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

*Action Taken:*

**1A. GENERAL CONSENT CALENDAR CONTINUED:**

- \* **16. RESOLUTION** - 13th amendment to AAR No. 98-159 appropriating \$1,000 from District 5 Infrastructure to fund the purchase of public address (P.A.) equipment for the Winchell Elementary School (**Requires 5 affirmative votes**)  
*Action Taken:*
- \* **17. RESOLUTION** - 14th amendment to AAR No. 98-159 appropriating \$1,000 from District 5 Infrastructure to fund assistance provided by the Fresno/Calwa Community Outreach Services (**Requires 5 affirmative votes**)  
*Action Taken:*
- 18.** Approve Agreement between the City of Fresno and Tree Fresno for landscape maintenance services  
*Action Taken:*
- 19.** Approve termination of existing agreement with State of California Department of Rehabilitation and enter into an agreement with International Catering for the operation of the City Hall snack bar  
*Action Taken:*
- 20.** Approve acquisition of property from Vernon and Carol Hovannisian for the development of a new water well at Well Site No. 69, property located near the southwest corner of First and Shield Avenues  
*Action Taken:*
- 21. RESOLUTION** - Authorizing the City of Fresno to serve as Co-Nominator with the County of Fresno on an Empowerment Zone Application and sign and submit the application to the U.S. Department of Urban Development  
*Action Taken:*
- 22. RESOLUTION** - Designating a survey area for the Blackstone/Belmont and Ventura Avenue Corridor and other nearby commercial areas for redevelopment study purposes  
*Action Taken:*
- \* **23. RESOLUTION** - Approving the issuance by the Fresno Joint Powers Financing Authority of not to exceed \$35,000,000 original aggregate principal amount of Lease Revenue Bonds to finance the Exhibit Hall Expansion Project; authorizing execution and delivery of a Site Lease and a Facility Lease; approving the Form of Official Statement; and authorizing execution of documents and the taking of all necessary actions relating to the lease financing with the Fresno Joint Powers Financing Authority  
*Action Taken:*
- 24.** Approve Second Amendment to the Agreement with Golden Eagle Parking and Trolley, LLC, to provide a fixed route trolley service  
*Action Taken:*

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

25. Authorize the negotiation and execution of agreements with the West Fresno School District for the purchase, operation and maintenance of the Ivy Neighborhood Center

**Action Taken:**

**1B. CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

- \* 1. **BILL** - Amending Sections 6-1907, 6-1911 and adding Section 6-1913 to the Fresno Municipal Code relating to "Tow Cars"

**Action Taken:**

**2. PLANNING AND ZONING ADMINISTRATION**

**3. GENERAL ADMINISTRATION**

- \* A. **BILL NO. B-74 (INTRO. 8/18/98)** - Amending Subsection (t) of Section 2-2801 of the Fresno Municipal Code relating to transit regulations

**Action Taken:**

- \* B. **BILL NO. B-67 (INTRO. 8/18/98)** - Amending the Fresno Municipal Code relating to cardroom ordinance allowing minors to enter premises for the purpose of dining, entertainment and satellite wagering

**Action Taken:**

- C. Bills relating to general provisions of the Fresno Municipal Code, Code Enforcement and General Appeals. Introduce the following:

- \* 1. **BILL NO. B-68 (INTRO. 8/18/98)** - Amending Article 1, Chapter 1 of the Fresno Municipal Code, relating to general provisions

**Action Taken:**

- \* 2. **BILL NO. B-69 (INTRO. 8/18/98)** - Repealing Article 4 of Chapter 1 of the Fresno Municipal Code, relating to general appeal procedures and adding Article 4 of Chapter 1 of the Fresno Municipal Code relating to code enforcement - judicial and administrative remedies

**Action Taken:**

- \* 3. **BILL NO. B-70 (INTRO. 8/18/98)** - Adding Article 5 of Chapter 1 of the Fresno Municipal Code relating to general appeals procedures

**Action Taken:**

- \* 4. **BILL NO. B-71 (INTRO. 8/18/98)** - Amending Sections of the Fresno Municipal Code, relating to general appeals

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

- \* 5. **BILL NO. B-72 (INTRO. 8/18/98)** - Amending Section 1-301(l) of the Fresno Municipal Code relating to definitions  
**Action Taken:**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Consider additions to Council Rules and Protocol relating to Rule 16 (g) - Councilmember Briggs  
**Action Taken:**
- B. **RESOLUTION** - Establishing the City of Fresno as a "City of Character" with the International Association of Character Cities - Councilmember Steitz  
**Action Taken:**
- C. Direct staff to conduct a feasibility study to install a stop sign at the intersection of Northridge and Arthur Avenues - Council President Mathys  
**Action Taken:**
- D. **RESOLUTION** - Setting forth permissible games which may be played in card rooms under the City of Fresno card room ordinance - Councilmember Bredefeld  
**Action Taken:**
- E. Receive report from City Controller relating to the City's recent bond rating reduction by Standard and Poor - Councilmember Perea  
**Action Taken:**
- F. Direct staff to provide status report relating to "O" Street closure - Councilmember Ronquillo  
**Action Taken:**
- G. Request to schedule a hearing to reconsider Planning Commission action on Variance Application No. V-98-013, property located at 2936 E. Michigan Avenue - Councilmember Perea  
**Action Taken:**
- H. Direct staff to install speed undulations in front of Calwa Elementary School (location does not meet warrants) - Councilmember Quintero  
**Action Taken:**
- I. Direct staff to prepare amendments to Sections 13-120.450 through 13-120.450.3 of the Fresno Municipal Code relating to swimming pool protection to include as safety feature options, all safety features listed in

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

the Swimming Pool Safety Act (Health and Safety Code Section 115922) or such features which are equal to or greater than those listed in the Act - Councilmember Bredefeld

**Action Taken:**

- J. In an effort to further beautify Fresno, initiate ordinance that would limit the placing of trash in the City streets to no more than two weeks prior to that neighborhood's scheduled clean-up day - Councilmember Bredefeld

**Action Taken:**

**5. CITY COUNCIL**

- K. Direct City Attorney to develop or amend existing ordinance concerning architectural design of a commercial development, to reflect that anyone who rebuilds or adds to an existing commercial development stay consistent with the original architectural design - Councilmember Quintero

**Action Taken:**

- L. Direct staff to discontinue the Green Waste Pilot Program in District 5 immediately and return to the existing program. Also consider a proposed program that is used effectively in other cities - Councilmember Quintero

**Action Taken:**

**6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

**Sept. 1 - NO MEETING - COUNCIL VACATION**

**Sept. 8 - NO MEETING - COUNCIL VACATION**

**Sept. 15 - 9:15 A.M. State of Historic Preservation Annual Report**

**Sept. 15 - 10:00 A.M. HEARING on Rezone Appl. No. R-98-20, filed by FGV, LLC, property located on the northside of Shaw Avenue adjoining Figarden Village on the east**

**Sept. 15 - 10:30 A.M. HEARING on P.A. No. A-98-07, Rezone Appl. No. R-98-09, filed by Land Dynamics**

**Sept. 15 - 11:00 A.M. HEARING on P.A. No. A-97-014, an amendment to Sierra Skypark Land Use Policy**

**Sept. 15 - 11:30 A.M. HEARING on Rezone Appl. No. R-98-17, filed by Velma Dyck**

**Sept. 15 - 6:30 P.M. JOINT MEETING with the Planning Commission**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**Sept. 22 - 2:30 P.M.      HEARING relating to City of Fresno Community Facility District No. 2, Annexation No. 8**

**Oct. 6 - 5:30 P.M.      CONTINUED HEARING on consideration of bills relating to advertised structures (billboards)**

**Oct. 13 - NO MEETING - LCC CONFERENCE**

**Oct. 20 - 5:30 P.M.      JOINT HEARING on Merger No. 2 and Certifying EIR No. 10124**

**Nov. 3 - ELECTION DAY - MEETING TO BE DETERMINED**

**TUESDAY, AUGUST 25, 1998**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS**

**9:00 A.M. Roll Call**

**Invocation by Anthony Ortiz, Executive Director of Breakout Prison Outreach**

**Pledge of Allegiance to the Flag**

**Presentation by Alcohol Beverage Control to the Police Department**

**Resolution of Commendation to "MARIE HUFFMAN" - Council President Mathys**

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**Proclamation of "MR. STEVEN ELLISON DAY" - Mayor Patterson**

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**Approve minutes of August 18, 1998**

**Action Taken:**

**Approve Agenda**

**Action Taken:**

**Adopt Consent Calendar**

**Action Taken:**

**TIME SCHEDULED HEARINGS AND MATTERS**

**8:30 A.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

**Approve Agency minutes of August 18, 1998**

**Action Taken:**

**AGENCY GENERAL ADMINISTRATION**

- A. Report on costs of feasibility analysis relating to the proposed Ophelia/NAES Group Downtown Hotel and Convention Center**

**Action Taken:**

**8:30 A.M. REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

**AGENCY GENERAL ADMINISTRATION**

- B. RESOLUTION - Authorizing the Executive Director of the Redevelopment Agency to execute three Deeds of Easement to the Fresno Irrigation District, property located at Braly Canal in southwest Fresno (Agency action)**

**Action Taken:**

**ADJOURN AGENCY**

**TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

- 9:30 A.M.** Expand the Traffic Offenders Program by installing red light detectors and adding five (5) police officers for traffic enforcement:
- \* a. **RESOLUTION - 10th amendment to AAR No. 98-159 appropriating \$282,300 to expand the Traffic Offender Program by installing red light detectors (Requires 5 affirmative votes)**  
**Action Taken:**
  - \* b. **RESOLUTION - 1st amendment to PAR No. 98-160 adding five police officer positions for the expansion of the Traffic Offenders Program**  
**Action Taken:**
  - c. **Direct staff to implement recommendation of Police Chief - Council President Mathys**  
**Action Taken:**
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**Action Taken:**
- a. **BILL - Amending the Official Zone Map from the C-5 to the C-6 Zone District (Applicant's request)**  
**Action Taken:**
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- 10:30 A.M.** **HEARING** to consider a resolution of public use and necessity for acquisition of easements for construction of the Grantland Trunk Sewer; consideration of agreement for granting of easement and construction of improvements on property owned and maintained by County of Fresno and University of California, all relating to construction of the Grantland Trunk Sewer  
**Action Taken:**
- a. **RESOLUTION - That public interest and necessity require the construction of the Grantland Trunk Sewer and the acquisition of permanent and temporary easements within, contiguous to, and generally along the Grantland Official Plan Line (right of way) from Herndon and Cornelia Avenues to Jensen Avenue, to the Wastewater Treatment Plant; including parcels owned by Herman Wagenleitner, et ux (APN 312-251-08); MHC and Associates (APN 326-022-09 & 10); Evret Muzio Trust (APN 327-021-11); Dalena Trust et al (APN 504-080-08 & 44); Yung-Tsu Chieng, et ux (APN 504-080-18); Rancho Rivington (APN 504-080-34, 42, 45); Antoinette Lanbe (APN 504-090-30); Leslie Busick, Trustee (APN 504-090-55 & APN 506-010-10); Anthony Lanbe (APN 506-010-04); and Hugo Kavorkian, et al. (APN 506-130-16)**  
**Action Taken:**
  - b. **Approve Agreement with the County of Fresno for the Granting of Easement and Construction of Public Improvements in Kearney Park and related property owned and maintained by the County of Fresno and University of California, relating to construction of the Grantland Trunk Sewer Project**  
**Action Taken:**
- 2:00 P.M. #1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**2:00 P.M.#2**

### **CLOSED SESSION:**

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (b)**  
**Significant Exposure to Litigation:**
- 1. CVP Water Charges**
  - 2. Claim of Jan Hausman**
  - 3. Claim of Alice Mucelroy**
  - 4. Claim of Lyle Cook**
  - 5. Integrated Grain and Milling Company, Inc., et al. vs. City of Fresno**  
**Action Taken:**
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)**
- 1. Case Name: Woodward Park Homeowners Association, Inc. v. City of Fresno, et al.**
  - 2. Case Name: Lim v. City of Long Beach (Amicus Curiae)**  
**Action Taken:**

**2:30 P.M. HEARING regarding City of Fresno Community Facilities District No. 2, Annexation No. 7**

### **Action Taken:**

- a. RESOLUTION - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax**  
**Action Taken:**
- b. RESOLUTION - Calling a special mailed-ballot election**  
**Action Taken:**
- c. RESOLUTION - Declaring election results**  
**Action Taken:**
- \* d. BILL - Levying a special tax for the property tax year 1999-2000 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 7 City of Fresno**  
**Action Taken:**

**3:00 P.M. \* BILL - Adding to the Fresno Municipal Code regarding management of real property (for introduction)**

### **Action Taken:**

**5:30 P.M. HEARING to consider Plan Amendment No. A-98-08, Rezoning Application R-98-10 and environmental findings, filed by DeWayne Zinkin, for approximately 26.7 acres of real property located at the northeast corner of N. Friant Road and N. Fort Washington Road**

### **Action Taken:**

- a. RESOLUTION - Amending the Woodward Park Community Plan and Fresno General Plan from medium high and medium density residential to commercial-office and community commercial (with conditions)**  
**Action Taken:**
- b. BILL - Amending the Official Zone Map from the AE-20/UGM Zone District to the C-2/EZ/UGM/cz and C-P/UGM/cz Zone District (with conditions)**  
**Action Taken:**

**1A. GENERAL CONSENT CALENDAR:**  
**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.#1)**

- 1. Approve appointment of Robert C. Wilson (Councilmember Bredefeld) and Linda Snyder (Councilmember Quintero) to the Apartment Vacancy Task Force (for adoption)**  
**Action Taken:**
- \* 2. RESOLUTION - 354th amendment to MFS Resolution No. 80-420 to delete Police event services fees and amend contracted law enforcement services fees**  
**Action Taken:**
  - a. Approve the Side Letter of Agreement between the City of Fresno and the Fresno Police Officers Association Non-Supervisory Police Unit 4, policing special events and contract law enforcement services**  
**Action Taken:**
- \* 3. RESOLUTION - 11th amendment to AAR No. 98-159 appropriating \$619,500 of Federal Aviation Administration (FAA) Grant Revenues for rebudget of the existing Airport Improvement Program (AIP) Grant No. 3-06-0087-26, for noise insulation of homes in a noise impact area of the Fresno Yosemite International (FYI) Airport (Requires 5 affirmative votes)**  
**Action Taken:**
- 4. Award a requirements contract for traffic signal controllers, cabinets and ancillary devices**  
**Action Taken:**
- 5. Award a contract for parking expansion and underground storage tank replacement at the Fresno Area Express Facility**  
**Action Taken:**
- 6. Award a contract for thirteen (13) new automated side loading refuse trucks (rebid)**  
**Action Taken:**
- 7. Award a contract for the replacement of railings on the Golden State Boulevard Bridge at California and "G" Streets**  
**Action Taken:**
- 8. RESOLUTION - Authorizing the City Manager to enter into an agreement with the 21st District Agricultural Association to provide policing services at the 1998 Fresno District Fair**  
**Action Taken:**

**1A. GENERAL CONSENT CALENDAR CONTINUED:**

- \* 9. RESOLUTION - Accepting the \$2,000,000 Grant Offer from the Federal Aviation Administration (FAA) for Airport Improvement Program(AIP) Project No. 3-06-0087-27 a ground run-up enclosure (Hush house) for the Fresno Yosemite International (FYI) Airport**  
**Action Taken:**  
**a. Approving and authorizing the execution of the Grant Agreement by the Director of Transportation**  
**Action Taken:**
- \* 10. RESOLUTION - Accepting the \$1,996,400 Grant Offer from the Federal Aviation Administration (FAA) for Airport Improvement Program(AIP) Project No. 3-06-0087-28, the Annual Entitlement Grant for the Fresno Yosemite International (FYI) Airport**  
**Action Taken:**  
**a. Approving and authorizing the execution of the Grant Agreement by the Director of Transportation**  
**Action Taken:**
- 11. Approve an amendment to requirements contract for beneficial reuse of biosolids**  
**Action Taken:**
- 12. Approve Contract Change Order No. 2 with Asphalt Maintenance Company of California for application of slurry seal to various streets within the City of Fresno**  
**Action Taken:**
- 13. Approve Temporary Use Permit issued to ABX Air, Inc., for occupancy of aircraft ramp facilities at Fresno Yosemite International (FYI) Airport**  
**Action Taken:**
- 14. Approve Lease Agreement No. 1 between the City of Fresno and Avis Rent A Car System, Inc.**  
**Action Taken:**
- \* 15. RESOLUTION - 12th amendment to AAR No. 98-159 appropriating \$2,000 from District 5 Infrastructure to fund the purchase of equipment for the National Junior Basketball League  
(Requires 5 affirmative votes)**  
**Action Taken:**
- \* 16. RESOLUTION - 13th amendment to AAR No. 98-159 appropriating \$1,000 from District 5 Infrastructure to fund the purchase of public address (P.A.) equipment for the Winchell Elementary School (Requires 5 affirmative votes)**  
**Action Taken:**
- \* 17. RESOLUTION - 14th amendment to AAR No. 98-159 appropriating \$1,000 from District 5 Infrastructure to fund assistance provided by the Fresno/Calwa Community Outreach Services (Requires 5 affirmative votes)**  
**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

**1A. GENERAL CONSENT CALENDAR CONTINUED:**

- 18. Approve Agreement between the City of Fresno and Tree Fresno for landscape maintenance services  
Action Taken:**
- 19. Approve termination of existing agreement with State of California Department of Rehabilitation and enter into an agreement with International Catering for the Operation of the City Hall snack bar  
Action Taken:**
- 20. Approve acquisition of property from Vernon and Carol Hovannisian for the development of a new water well at Well Site No. 69, property located near the southwest corner of First and Shield Avenues  
Action Taken:**
- 21. RESOLUTION - Authorizing the City of Fresno to serve as Co-Nominator with the County of Fresno on an Empowerment Zone Application and sign and submit the Application to the U.S. Department of Urban Development  
Action Taken:**
- 22. RESOLUTION - Designating a survey area for the Blackstone/Belmont and Ventura Avenue Corridor and other nearby commercial areas for redevelopment study purposes  
Action Taken:**
- 23. RESOLUTION - Approving the issuance by the Fresno Joint Powers Financing Authority of not to exceed \$35,000,000 original aggregate principal amount of Lease Revenue Bonds to finance the Exhibit Hall Expansion Project; authorizing execution and delivery of a Site Lease and a Facility Lease; approving the Form of Official Statement; and authorizing execution of documents and the taking of all necessary actions relating to the lease financing with the Fresno Joint Powers Financing Authority  
Action Taken:**
- 24. Approve Second Amendment to the Agreement with Golden Eagle Parking and Trolley, LLC, to provide a fixed route trolley service  
Action Taken:**
- 25. Authorize the negotiation and execution of agreements with the West Fresno School District for the purchase, operation and maintenance of the Ivy Neighborhood Center  
Action Taken:**

**1B. CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

- \* 1. BILL - Amending Sections 6-1907, 6-1911 and adding Section 6-1913 to the Fresno Municipal Code relating to section "Tow Cars"  
Action Taken:**

**2. PLANNING AND ZONING ADMINISTRATION**

**3. GENERAL ADMINISTRATION**

- \* **A. BILL NO. B-74 (INTRO. 8/18/98) - Amending Subsection (t) of Section 2-2801 of the Fresno Municipal Code relating to transit regulations**  
**Action Taken:**
- \* **B. BILL NO. B-67 (INTRO. 8/18/98) - Amending the Fresno Municipal Code relating to cardroom ordinance allowing minors to enter premises for the purpose of dining, entertainment and satellite wagering**  
**Action Taken:**
- C. Bills relating to general provisions of the Fresno Municipal Code, Code Enforcement and General Appeals. Introduce the following:**
  - \* **1. BILL NO. B-68 (INTRO. 8/18/98) - Amending Article 1, Chapter 1 of the Fresno Municipal Code, relating to general provisions**  
**Action Taken:**
  - \* **2. BILL NO. B-69 (INTRO. 8/18/98) - Repealing Article 4 of Chapter 1 of the Fresno Municipal Code, relating to general appeal procedures and adding Article 4 of Chapter 1 of the Fresno Municipal Code relating to code enforcement - judicial and administrative remedies**  
**Action Taken:**
  - \* **3. BILL NO. B-70 (INTRO. 8/18/98) - Adding Article 5 of Chapter 1 of the Fresno Municipal Code relating to general appeals procedures**  
**Action Taken:**
  - \* **4. BILL NO. B-71 (INTRO. 8/18/98) - Amending Sections of the Fresno Municipal Code, relating to general appeals**  
**Action Taken:**
  - \* **5. BILL NO. B-72 (INTRO. 8/18/98) - Amending Section 1-301(l) of the Fresno Municipal Code relating to definitions**  
**Action Taken:**

**4. CITY ATTORNEY**

**5. CITY COUNCIL**

- A. Consider additions to Council Rules and Protocol relating to Rule 16 (g) - Councilmember Briggs**  
**Action Taken:**
- B. RESOLUTION - Establishing the City of Fresno as a "City of Character" with the International Association of Character Cities - Councilmember Steitz**  
**Action Taken:**
- C. Direct staff to conduct a feasibility study to install a stop sign at the intersection of Northridge and Arthur Avenues - Council President Mathys**  
**Action Taken:**

**5. CITY COUNCIL ITEMS CONTINUED:**

- D. RESOLUTION - Setting forth permissible games which may be played in card rooms under the City of Fresno card room ordinance - Council member Bredefeld  
Action Taken:**
- E. Receive report from City Controller relating to the City's recent bond rating reduction by Standard and Poor - Council member Perea  
Action Taken:**
- F. Direct staff to provide status report relating to "O" Street closure - Council member Ronquillo  
Action Taken:**
- G. Request to schedule a hearing to reconsider Planning Commission action on Variance Application No. V-98-013, property located at 2936 E. Michigan Avenue - Council member Perea  
Action Taken:**
- H. Direct staff to install speed undulations in front of Calwa Elementary School even though they are unwarranted - Council member Quintero  
Action Taken:**
- I. Direct staff to prepare amendments to Sections 13-120.450 through 13-120.450.3 of the Fresno Municipal Code relating to swimming pool protection to include as safety feature options, all safety features listed in the Swimming Pool Safety Act (Health and Safety Code Section 115922) or such features which are equal to or greater than those listed in the Act - Council member Bredefeld  
Action Taken:**
- J. In an effort to further beautify Fresno, initiate ordinance that would limit the placing of trash in the City streets to no more than two weeks prior to that neighborhood's scheduled clean-up day - Council member Bredefeld  
Action Taken:**
- K. Direct City Attorney to develop or amend existing ordinance concerning architectural design of a commercial development, to reflect that anyone who rebuilds or adds to an existing commercial development stay consistent with the original architectural design - Council member Quintero  
Action Taken:**
- L. Direct staff to discontinue the Green Waste Pilot Program in District 5 immediately and return to the existing program. Also consider a proposed program to be proposed that is used effectively in other cities - Council member Quintero  
Action Taken:**

**6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

**Sept. 1 - NO MEETING - COUNCIL VACATION**

**Sept. 8 - NO MEETING - COUNCIL VACATION**

**Sept. 15 - 9:15 A.M. State of Historic Preservation Annual Report**

**Sept. 15 - 10:00 A.M. HEARING on Rezone Appl. No. R-98-20, filed by FGV, LLC, property located on the northside of Shaw Avenue adjoining Figarden Village on the east**

**Sept. 15 - 10:30 A.M. HEARING on P.A. No. A-98-07, Rezone Appl. No. R-98-09, filed by Land Dynamics**

**Sept. 15 - 11:00 A.M. HEARING on P.A. No. A-97-014, an amendment to Sierra Skypark Land Use Policy**

**Sept. 15 - 11:30 A.M. HEARING on Rezone Appl. No. R-98-17, filed by Velma Dyck**

**Sept. 15 - 6:30 P.M. JOINT MEETING with the Planning Commission**

**Sept. 22 - 2:30 P.M. HEARING relating to City of Fresno Community Facility District No. 2, Annexation No. 8**

**Oct. 6 - 5:30 P.M. CONTINUED HEARING on consideration of bills relating to advertised structures (billboards)**

**Oct. 13 - NO MEETING - LCC CONFERENCE**

**Oct. 20 - 5:30 P.M. JOINT HEARING on Merger No. 2 and Certifying EIR No. 10124**

**Nov. 3 - ELECTION DAY - MEETING TO BE DETERMINED**